

**No. 05-10-00176-CV**

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**COURT OF APPEALS  
for the  
FIFTH DISTRICT OF TEXAS  
Dallas, Texas**

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FILED IN  
5th COURT OF APPEALS  
DALLAS, TEXAS  
4/21/2016 3:59:40 PM  
LISA MATZ  
Clerk

**Stone Pine Investment Banking, LLC,**

*Appellant/Cross-Appellee,*

**v.**

**American Realty Trust, Inc.,**

*Appellee/Cross-Appellant,*

**v.**

**Jack Tackac and Paul Bagley,**

*Cross-Appellees.*

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**Appeal from the 160th Judicial District Court  
of Dallas County, Texas  
*Honorable Jim Jordan, District Judge***

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**MOTION FOR WITHDRAWAL AND  
SUBSTITUTION OF COUNSEL**

**To the Honorable Court:**

Mark Stromberg, Aric Stock, and the law firm of Stromberg & Stock (collectively, “Movants”), attorneys of record for Appellant Stone Pine Investment Banking, LLC (“SPIB”) and Cross-Appellee Paul Bagley (“Bagley”), submit this Motion for Withdrawal

and Substitution of Counsel as follows:

1. SPIB and Bagley have requested that Movants withdraw as their counsel of record in this appeal. Movants do not oppose their request.

2. SPIB and Bagley wish to substitute the following counsel as their attorneys of record in this appeal:

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3. These two firms will also appear as counsel for Stone Pine Capital LLC and Stone Pine Financial, Inc., neither of which is a party to this appeal but nonetheless were named in the Motion to Lift Abatement filed on April 11, 2016.

WHEREFORE, Mark Stromberg, Aric Stock, and the law firm of Stromberg & Stock request that the Court grant their Motion for Withdrawal and Substitution of Counsel and for such other and further relief to which they may be justly entitled.

Respectfully submitted,

*Mark Stromberg*

**Mark Stromberg**

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*Attorneys for Appellant Stone Pine  
Investment Banking, LLC and  
Cross-Appellee, Paul Bagley*

#### **CERTIFICATE OF CONFERENCE**

On April 21, 2016, the undersigned conferred with Mitchell Madden, lead counsel for Appellee/Cross-Appellant, regarding this motion. Mr. Madden stated that the motion will not be opposed.

*/s/ Mark Stromberg*

**Mark Stromberg**

### **CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of this Motion for Withdrawal and Substitution of Counsel was served on the following counsel of record via the Court's electronic filing system on this 21<sup>st</sup> day of April, 2016.

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*/s/ Mark Stromberg*

**Mark Stromberg**